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11 *Nationstar Mortgage LLC*

The Honorable Robert S. Lasnik

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

JULI ANN SWEENEY,

Plaintiff,

v.

NATIONSTAR MORTGAGE, LLC, a
Delaware limited liability company,

Defendant.

NO. 2:16-cv-01424-RSL

**STIPULATION OF PARTIES AND
[PROPOSED] ORDER THEREON
EXTENDING CERTAIN CASE
SCHEDULE DEADLINES**

Noting Date: October 10, 2017

I. INTRODUCTION AND RELIEF REQUESTED

Pursuant to LCR 10(g), Plaintiff Juli Ann Sweeny and Defendant Nationstar Mortgage LLC ("Nationstar") request the Court grant an extension of certain deadlines

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STIPULATION OF PARTIES AND
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EXTENDING CERTAIN CASE
SCHEDULE DEADLINES - 1

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1 scheduled in the Amended Order Setting Trial Date and Related Dates [Dkt. 23]. Ms.
2 Sweeny and Nationstar have been continuously engaged in settlement negotiations
3 concerning the accounting and terms of her four Nationstar-serviced loans, as set forth in her
4 approved Chapter 11 Bankruptcy Plan of Reorganization and the amendments thereto. The
5 parties have approved a form of Settlement Agreement, and are in the process of calculating
6 and confirming the precise loan payments due for each step-up interest rate change date for
7 each loan to include in that Agreement.

8 The parties request this extension to finalize their settlement, without the expenditure
9 of unnecessary time and incurring unnecessary additional fees not related to settlement efforts
10 and potential dismissal of the litigation. The parties request an extension of the following
11 deadlines:

12 Reports from expert witnesses under FRCP 26(a)(2) due on October 31, 2017;

13 Discovery completed by October 31, 2017;

14 Settlement conference held no later than November 17, 2017;

15 All motions related to discovery noted on the motion calendar no later than December
16 1, 2017; and

17 Due to Plaintiff's counsel's unavailability, the trial date of February 5, 2018.

18 II. FACTUAL BACKGROUND AND PROCEDURAL POSTURE

19 Plaintiff filed this action on August 4, 2016, in King County Superior Court.
20 Nationstar removed the case to this Court on September 7, 2016. Ms. Sweeny and Nationstar
21 have engaged in settlement discussions since shortly after Nationstar was served with the
22 Summons.

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25 STIPULATION OF PARTIES AND
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SCHEDULE DEADLINES - 2

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1 The parties have settled the case in principal. Delays in approving the final version of
2 the Settlement Agreement have occurred due to the precise detailed information necessary for
3 Nationstar to book the new accounting for the subject loans into its systems, and Ms. Sweeny
4 to confirm those computations. The parties previously stipulated to, and the Court ordered,
5 three extensions of the expert disclosure deadline [Dkts. 18, 20, and 23]. The parties believe
6 it will be mutually beneficial to allow additional time to enter settlement, and determine
7 whether further litigation will be required.

8 Plaintiff's counsel is not available during the month of February 2018. Plaintiff's
9 counsel requests that a trial date be set after March 10, 2018, and Defendant does not oppose
10 that request.

11 III. ARGUMENT

12 LCR 10(g) provides: "If a stipulated motion would alter dates or schedules previously
13 set by the court, the parties shall clearly state the reasons justifying the proposed change."

14 Here, because this is a stipulated motion under LCR 10(g), it is noted as a same-day
15 motion under LCR (d)(1). The parties have met, conferred, and agree that the extensions
16 outlined above should provide enough time for the parties to determine if they are able to
17 finalize settlement and enter the Settlement Agreement, including a dismissal with prejudice.
18 This is the first request for additional time concerning pre-trial and trial dates submitted by
19 any party, and this request is made in good faith without purpose of delay.

1 WHEREFORE, the parties respectfully request an extension of the above-mentioned
2 case schedule deadlines.

3 Dated this 10th day of October, 2017.

4 /s/ Craig S. Sternberg
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11 Email: css@stoslaw.com
12 *Attorneys for Plaintiff*

13 Dated this 10th day of October, 2017.

14 /s/ Barbara L. Bollero
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16 Barbara L. Bollero, WSBA No. 28906
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24 *Attorneys for Defendant Nationstar Mortgage LLC*

25 PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this ____ day of October, 2017.

JUDGE ROBERT S. LASNIK
U.S. District Court Judge

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STIPULATION OF PARTIES AND
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SCHEDULE DEADLINES - 4

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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on the 10th day of October, 2017, I electronically filed the
3 foregoing with the Clerk of the Court for the United States District Court, Western District of
4 Washington using the CM/ECF system which will send notification of such filing to the
5 following:

6 Craig S. Sternberg
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8 520 Pike St., Suite 2250
9 Seattle, WA 98101-4013
10 *Attorneys for Plaintiff*

Signed this 10th day of October, 2017, at Seattle, Washington.

11 /s/Tamorah Burt
12 Tamorah Burt, Legal Assistant
13 AFRCT, LLP
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25 STIPULATION OF PARTIES AND
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SCHEDULE DEADLINES - 5

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